

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

THE ROMAN CATHOLIC DIOCESE OF
ROCKVILLE CENTRE, NEW YORK,

Civil Action No.: 20-CV-11011 (VEC)

Plaintiff,

STIPULATION

v.

ARROWOOD INDEMNITY COMPANY f/k/a Royal
Insurance Company also f/k/a Royal Globe Insurance
Company,

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Defendant.

This matter having come before the Court by stipulation and consent of plaintiff, Roman Catholic Diocese of Rockville Centre, New York (Diocese); defendant, Arrowood Indemnity Company (f/k/a Royal Indemnity Company), as successor by merger to Royal Insurance Company of America improperly plead as Arrowood Indemnity Company f/k/a Royal Insurance Company also f/k/a Royal Globe Insurance Company (“Arrowood”); and non-party, the Official Committee of Unsecured Creditors (the “Committee”) of the Diocese (collectively the “Parties”) for entry of an order permitting the Committee to be reinstated as a party to this action subject to the limitations set forth below; and the Parties, by, between and among their respective counsel, having stipulated and agreed to the terms set forth herein, and good cause having been shown;

IT IS HEREBY ORDERED that:

1. This Stipulation will resolve the Committee’s Motion to be Reinstated as a Party (ECF Doc#46), which will be deemed to have been withdrawn by the Committee once this Order is entered.

2. Pursuant to Federal Rule of Civil Procedure 21, the Committee will be added

as a party to this litigation, subject to the following limitations;

- a. The Committee shall not be required to respond to the Complaint or any other pleadings;
- b. The Committee shall neither propound nor be required to respond to discovery;
- c. The Committee shall not be served or otherwise provided with written or document discovery exchanged between the Diocese and Arrowood; and
- d. Subject to c. above, the Committee shall be served with all documents filed in this litigation and shall have the right to participate in all conferences and respond to all filings, however, the Committee shall have no right to seek any affirmative relief in this litigation.
- e. The aforementioned limitations are subject to any further direction that the Court may provide, including, but not limited to, the Court entering a protective order or other appropriate relief to restrict or expand the Committee's participation in this litigation based on the circumstances presented to the Court by the parties; and the Committee's participation in this litigation also remains subject to any protective orders entered into between the Diocese and Arrowood.

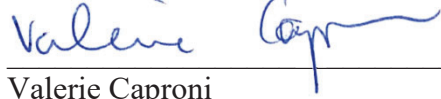
3. This Stipulation may be signed in counterparts, which, when fully executed, shall constitute a single original, and electronic signatures shall be deemed original signatures.

The Unsecured Creditors Committee is hereby reinstated as a party. By no later than **Wednesday, June 23, 2021**, the Committee may file its joinder in support of the Diocese's motion for a judgment on the pleadings on the docket in this matter. The Court reminds the parties that it will not consider any filings not on its docket, even if the document was previously filed before the bankruptcy court.

The Clerk of Court is respectfully directed to close the open motion at docket entry 46. The Clerk is further directed to reinstate the Official Committee of Unsecured Creditors of the Roman Catholic Diocese of Rockville Centre, New York as a party in this case.

Agreed to this 21 day of June 2021.

SO ORDERED:



Valerie Caproni
United States District Judge

DATED: June 21, 2021

Dated: June __, 2021

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